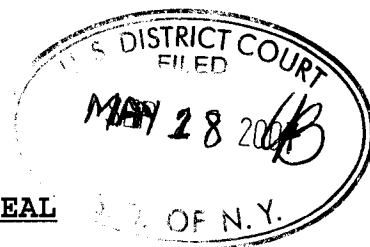


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Doc #1



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - x

UNITED STATES OF AMERICA, :

- v. - :

DON MILLER, :

Defendant. :

- - - - - x

FILED UNDER SEAL

NOTICE OF INTENT TO
FILE AN INFORMATION

04 Cr.

(04 MAG 506)

Please take notice that the United States Attorney's Office will file an information upon the defendant's waiver of indictment, pursuant to Rule 7(b) of the Federal Rules of Criminal Procedure.

Dated: New York, New York
May 17, 2004

DAVID N. KELLEY
United States Attorney

By: Harry A. Chernoff
Harry A. Chernoff
Assistant United States Attorney

AGREED AND CONSENTED TO:

By: Anthony L. Ricco
Anthony L. Ricco, Esq.
Attorney for Don Miller

5/18/04